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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

THE BANK OF NEW YORK MELLON,  
FKA THE BANK OF NEW YORK AS  
SUCCESSOR IN INTEREST TO JP  
MORGAN CHASE BANK NA AS TRUSTEE  
FOR STRUCTURED ASSET MORTGAGE  
INVESTMENTS II INC. BEAR STEARNS  
ALT-A TRUST 2005-9, MORTGAGE PASS-  
THROUGH CERTIFICATES, SERIES 2005-  
9,

Plaintiff,

vs.

LAS VEGAS DEVELOPMENT GROUP  
LLC, a Nevada limited-liability company;  
ROYAL HIGHLANDS STREET AND  
LANDSCAPE MAINTENANCE  
CORPORATION, a Nevada non-profit  
corporation; ALESSI & KOENIG, LLC, a  
Nevada limited-liability company; and  
AIRMOTIVE INVESTMENTS, LLC, a  
Nevada limited liability company,

Defendants.

Case No.: 2:16-cv-00478-JCM-GWF

**STIPULATION AND ORDER TO  
CONTINUE BRIEFING SCHEDULE  
RE: (1) PLAINTIFF'S MOTION FOR  
SUMMARY JUDGMENT [ECF NO. 59];  
(2) DEFENDANT ROYAL HIGHLANDS  
STREET AND LANDSCAPE  
MAINTENANCE CORPORATION'S  
MOTION FOR SUMMARY JUDGMENT  
[EFC NO. 61]; and  
(3) DEFENDANTS LAS VEGAS  
DEVELOPMENT GROUP, LLC and  
AIRMOTIVE INVESTMENTS, LLC'S  
MOTION FOR SUMMARY JUDGMENT  
[ECF NO. 62]**

**(First Request)**

Plaintiff the Bank of New York Mellon, fka The Bank of New York as Successor in Interest  
to JP Morgan Chase Bank NA as Trustee for Structured Asset Mortgage Investments II Inc. Bear  
Stearns ALT-A Trust 2005-9, Mortgage Pass-Through Certificates, Series 2005-9 ("BNYM" or

“Plaintiff”), Defendant Royal Highlands Street and Landscape Maintenance Corporation (“Royal Highlands”), and Defendants Las Vegas Development Group, LLC and Airmotive Investments, LLC (“LVDG” and collectively with BNYM and LVDG, the “Parties”), by and through their respective counsel, hereby stipulate to extend the briefing schedule on the Parties’ Motions for Summary Judgment [ECF Nos. 59, 61, and 62] as follows:

Plaintiff’s response to Defendants Royal Highlands opposition to Plaintiff’s Motion for Summary Judgment will be extended from December 20, 2018 to **January 10, 2019**; and

Defendants Royal Highlands’ and LVDGs’ replies to Plaintiff’s opposition to their Motions for Summary Judgment will be extended from December 20, 2018 to **January 10, 2019**.

The reason for the extension is not for purposes of delay but rather, is due to the workload and holiday travel schedule of the Parties’ attorneys. This is the Parties’ first request for an extension of these deadlines.

**IT IS SO STIPULATED.**

Dated: December 18, 2018.

SNELL & WILMER L.L.P.

By: /s/Blakeley E. Griffith  
Andrew M. Jacobs (NV Bar No. 12787)  
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*Attorneys for Plaintiff Bank of New York Mellon*

Dated: December 18, 2018.

ROGER P. CROTEAU & ASSOCIATES,  
LTD.

By: /s/ Timothy E. Rhoda  
Roger P. Croteau (NV Bar No. 4958)  
Timothy E. Rhoda (NV Bar No. 7878)  
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*Attorneys for Defendant Las Vegas  
Development Group LLC and Airmotive  
Investments, LLC*

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1 Dated: December 18, 2018.

2 LEACH KERN GRUCHOW ANDERSON  
3 SONG


4 By: /s/ Ryan D. Hastings  
5 Ryan D. Hastings (NV Bar No. 12394)  
6 2525 Box Canyon Drive  
7 Las Vegas, NV 89128  
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10 *Attorneys for Defendant Royal Highlands*  
11 *Street and Landscape Maintenance*  
12 *Corporation*

13 **ORDER**

14 **IT IS SO ORDERED.**

15 December 20, 2018

16 DATED: \_\_\_\_\_

17   
18 \_\_\_\_\_  
19 UNITED STATES DISTRICT COURT JUDGE

**CERTIFICATE OF SERVICE**

I hereby certify that on December 18, 2018, I electronically filed the foregoing **STIPULATION AND ORDER TO CONTINUE BRIEFING SCHEDULE RE: (1) PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT [ECF NO. 59]; (2) DEFENDANT ROYAL HIGHLANDS STREET AND LANDSCAPE MAINTENANCE CORPORATION'S MOTION FOR SUMMARY JUDGMENT [EFC NO. 61]; and (3) DEFENDANTS LAS VEGAS DEVELOPMENT GROUP, LLC and AIRMOTIVE INVESTMENTS, LLC'S MOTION FOR SUMMARY JUDGMENT [ECF NO. 62]** with the Clerk of Court for the U.S. District Court, District of Nevada by using the Court's CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

DATED this 18th day of December 2018.

/s/Gaylene Kim  
An Employee of Snell & Wilmer L.L.P.

Snell & Wilmer

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